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Attorney Docket No. 31567.4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	§	Patent No. 6,887,231 B2
Michael Mrochen, et al.	§	
Application No.: 10/031,107	§	Confirmation No.: 6012
Filed: January 10, 2002	§	Group Art Unit: 3739
For: Control Program for a Device for	§	Examiner: Farah, Ahmed M.
Photorefractive Corneal Surgery of the	§	
Eye	§	

Director of the United States Patent
and Trademark Office
Attn: Maintenance Fee
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Alexandria, VA 22314

**NOTICE UNDER 37 C.F.R. 1.28(C) OF WITHDRAWAL FROM
SMALL ENTITY STATUS AND PAYMENT OF DEFICIENCY OWED**

Status as a small entity was previously established in this application in good faith, and small entity fees were paid in good faith. Pursuant to 37 C.F.R. §1.28(e), this paper is being filed (1) in order to notify the U.S. Patent and Trademark Office that the above-referenced patent is no longer entitled to SMALL ENTITY STATUS, and (2) in order to submit the fee deficiency that is now owed as a result of the previous erroneous payment of small entity maintenance fee. The following table calculates the amount of the fee deficiency that is now owed for the prior maintenance fee payment.

CALCULATION OF DEFICIENCY OWED

Date of Prior Payment	Fee Name	Fee Code (Large Entity)	Current Fee Amount (Large Entity)	Amount Previously Paid	Difference Owed
11/02/2008	4 th year Maintenance Fee	1551	\$980.00	\$490.00	\$490.00
TOTAL DEFICIENCY OWED TO THE PATENT OFFICE					\$490.00

03/05/2009 TCDATES 00000004 081394 6887231

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R-223174_1.DOC

Attorney Docket No. 31567.4
Customer No. 000027683

Applicants are authorizing the Commissioner to charge the \$490.00 deficiency and any further deficiency associated with previously-paid fees, or to credit any overpayment, to Deposit Account No. 08-1394 of Haynes and Boone, LLP.

If any question arises in association with this paper, the Patent Office is invited to telephone the undersigned attorney at 972-680-7557.

Respectfully submitted,



J. Andrew Lowes
Registration No. 40,706

Date:

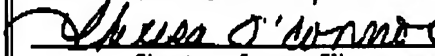
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I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office via facsimile: 571-273-6500 on the date below.

Date:

March 2, 2009



Signature of person filing paper and fee